

**United States District Court**  
**Eastern District of California**

UNITED STATES OF AMERICA

v.

**ERIK HEINZ MILLER**

(Defendant's Name)

**JUDGMENT IN A CRIMINAL CASE**

(For **Revocation** of Probation or Supervised Release)

(For Offenses committed on or after November 1, 1987)

Criminal Number: **1:05CR00067-001**

**Paul Caprioglio**

Defendant's Attorney

**THE DEFENDANT:**

☒ admitted guilty to violation of charge(s) 4,5,6 and 8 as alleged in the violation petition filed on 03/21/2005.  
☐ was found in violation of condition(s) of supervision as to charge(s)    after denial of guilt, as alleged in the violation petition filed on   .

**ACCORDINGLY**, the court has adjudicated that the defendant is guilty of the following violation(s):

<b>Violation Number</b>	<b>Nature of Violation</b>	<b>Date Violation Occurred</b>
Four and Five	New Law Violation	1) 11/22/04; 2) 1/13/05
Six	Association with a Person Engaged in Criminal Conduct Who is a Known Convicted Felon	1/26/05
Eight	Failure to Notify the Probation Officer Within 72 Hours of a Change In Address	12/23/04

The court: ☒ revokes: ☐ modifies: ☐ continues under same conditions of supervision heretofore ordered on 05/04/2000.

The defendant is sentenced as provided in pages 2 through 2 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☒ Charge(s) One, Two, Three and Seven are dismissed.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

May 23, 2005

Date of Imposition of Sentence

/s/ OLIVER W. WANGER

Signature of Judicial Officer

**OLIVER W. WANGER**, United States District Judge

Name & Title of Judicial Officer

May 24, 2005

Date

CASE NUMBER: 1:05CR00067-001  
 DEFENDANT: ERIK HEINZ MILLER

Judgment - Page 2 of 2

## IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 8 months.

As to each of Charges Four, Five, Six and Eight to run concurrently with each other.  
 This sentence shall run consecutively to any other sentence to defendant may be serving.

☒ The court makes the following recommendations to the Bureau of Prisons:  
 The Court recommends that the defendant be incarcerated in a California facility, but only insofar as this accords with security classification and space availability. The Court recommends the facility at Lompoc, California.  
 The Court recommends that the defendant participate in a drug abuse program.

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district.  
☐ at \_\_\_ on \_\_\_\_.  
☐ as notified by the United States Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:  
☐ before \_ on \_\_\_\_.  
☐ as notified by the United States Marshal.  
☐ as notified by the Probation or Pretrial Services Officer.  
 If no such institution has been designated, to the United States Marshal for this district.

## RETURN

I have executed this judgment as follows:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
 UNITED STATES MARSHAL

By \_\_\_\_\_  
 Deputy U.S. Marshal